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2 UNITED STATES DISTRICT COURT
34 DISTRICT OF NEVADA
56 MATHEW WILLIAMS,
7v.
8

Petitioner,

9 STATE OF NEVADA, *et al.*,
1011 Respondents.
1213 Case No. 3:23-cv-00638-ART-CSD
1415 ORDER
16

17 *Pro se* Petitioner Mathew Williams has filed a Petition for Writ of Habeas
18 Corpus under 28 U.S.C. § 2254. (ECF No. 1-1 (“Petition”)). Petitioner has not
19 properly commenced this habeas action by either paying the standard \$5.00 filing
20 fee or filing a complete application for leave to proceed *in forma pauperis* (“IFP”).
21 Pursuant to 28 U.S.C. § 1914(a) and the Judicial Conference Schedule of Fees, a
22 \$5.00 filing fee is required to initiate a habeas action in a federal district court.
23 The court may authorize an indigent prisoner to begin a habeas action without
24 paying the \$5 fee if he or she submits an IFP application on the approved form
25 and includes three specific documents: (a) the prisoner’s financial declaration
26 and acknowledgement showing an inability to prepay fees and costs, (b) a
27 financial certificate signed by the prisoner and an authorized prison official, and
28 (c) a copy of the prisoner’s account statement for the 6-month period prior to
filing. 28 U.S.C. § 1915(a); LSR 1-1, LSR 1-2. Petitioner has until February 12,
2024, to either pay the \$5 filing fee or file a completed IFP application.

Further, Petitioner did not file his petition on the appropriate form or in substantial compliance with the form but, instead, hand-wrote a petition on blank paper. His hand-written petition fails to disclose the required information. The form is important as it provides the court with necessary information to conduct a preliminary review of the petition. Accordingly, on or before February

1 12, 2024, Petitioner must file an amended petition on the court's form.¹ In doing
2 so, Petitioner is advised to follow the instructions on the form. Petitioner must
3 clearly title the amended petition as such, and he must place the case number,
4 3:23-cv-00638-ART-CSD, in the designated space.

5 It is therefore ordered that on or before February 12, 2024, Petitioner must
6 (1) file an IFP application on the approved form with the three supporting
7 documents listed above, or (2) pay the \$5 filing fee.

8 It is further ordered that Petitioner must file an amended petition on the
9 court's form on or before February 12, 2024.

10 It is further ordered that Petitioner's failure to timely comply with this
11 Order will result in the dismissal of the Petition without prejudice and without
12 further advance notice.

13 It is further ordered that the Clerk of Court send Petitioner (1) one blank
14 copy of the IFP application form for inmates along with instructions, (2) one blank
15 copy of the form petition for a writ of habeas corpus under 28 U.S.C. § 2254 along
16 with instructions, and (3) a copy of the Petition (ECF No. 1-1).

17 Dated this 20th day of December 2023.

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21 ANNE R. TRAUM
22 UNITED STATES DISTRICT JUDGE
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27 ¹Petitioner remains responsible at all times for calculating the applicable statute
28 of limitations. By ordering Petitioner to amend his petition, the Court makes no
finding or representation that either the original or amended petition will be
considered timely.